

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8933**  
Mitsuteru KATAOKA : Attorney Docket No. 2004\_1421A  
Serial No. 10/507,186 : Group Art Unit 2621  
Filed September 10, 2004 : Examiner Helen Shibru  
SPECULATIVE RECORDING DEVICE : **Mail Stop: AMENDMENT**

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**RESPONSE TO ELECTION OF SPECIES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the Office Action dated November 14, 2008, the Examiner identified the application as containing claims directed to three distinct species. The Examiner has required the Applicant to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted. The Examiner believes that no claim is generic.

In response to the Examiner's requirement, Applicant elects Species 2, corresponding to Fig. 8. Applicants note that claims 13, 14 and 15 are readable on the elected species.

Applicant submits that if any of the elected claims are found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application. Having made the required election, a full examination on the merits of the elected invention is hereby requested.

Respectfully submitted,

Mitsuteru KATAOKA

/Kenneth W. Fields/

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